

**PATENT**

Atty Docket No.: 392531

Express Mail Label No.: EL846918768US

---

**COMBINED DECLARATION AND POWER OF ATTORNEY**

---

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT,  
SUPPLEMENTAL, DIVISIONAL, CONTINUATION OR CIP)

---

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type:

- ☐ original
- ☐ design
- ☐ supplemental
- ☐ national stage of PCT
- ☐ divisional
- ☐ continuation
- ☒ continuation-in-part

**INVENTORSHIP IDENTIFICATION**

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

System and Method for Streaming Media

**SPECIFICATION IDENTIFICATION**

The specification:

- ☒ is attached hereto.
- ☐ was filed on \_\_\_\_\_, as Serial No. \_\_\_\_\_, or Express Mail No., if the Serial No. is not yet known and was amended on \_\_\_\_\_ (if applicable).
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended on PCT Article 19 on \_\_\_\_\_ (if any).

## ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-mentioned specification, including the claims, as amended by any amendment referred to above (if any).

I acknowledge the duty to disclose all information known to me to be material to patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (a).

- ☒ and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent, and
- ☐ in compliance with this duty there is attached an information disclosure statement under 37 CFR 1.97.

## CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of the application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

### PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATION(S) DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120

U.S. APPLICATION(S)		STATUS (Check One)		
US APPLICATION(S)	US FILING DATE	PATENTED	PENDING	ABANDONED
<input checked="" type="checkbox"/> 09 /766,519	January 19, 2001		X	
<input type="checkbox"/> ___/___	_____	_____	_____	_____
<input type="checkbox"/> ___/___	_____	_____	_____	_____

---



---

PCT APPLICATION(S) DESIGNATING THE U.S.

---

PCT APPLICATION  
NUMBER

PCT FILING DATE

ASSIGNED (if any)

---



---

<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____

**35 USC 119 PRIORITY CLAIM, IF ANY, FOR ABOVE LISTED  
US/PCT APPLICATIONS**

---



---

DETAILS OF FOREIGN APPLICATION FROM WHICH PRIORITY  
CLAIMED UNDER 35 USC 119

---

ABOVE APPLICATION NUMBER	COUNTRY APPLICATION NUMBER	DATE OF FILING (day, mo. yr.)	DATE OF ISSUE (day, mo. yr.)
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____

☐ **PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

- ☒ No such applications have been filed.
- ☐ Such applications have been filed as follows.

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO
_____	_____	_____	<input type="checkbox"/> YES <input type="checkbox"/> NO

### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Kenneth D. Goetz, Reg No. 32,696; Michael Byorick, Reg No. 34,131; William A. Rudy, Reg No. 34,916; Dan Cleveland, Jr., Reg No. 36,106; Thomas Swenson, Reg No. 36,696; Peter C. Knops, Reg No. 37,659; Curtis A. Vock, Reg No. 38,356; James M. Stipek, Reg No. 39,388; Joseph L. Johnson, Reg No. 39,718; Jeffrey B. Williams, Reg No. 43,269; and Robert J. Lambrechts, Reg No. 46,854; all of the firm Lathrop & Gage, L.C., 2345 Grand Boulevard, Suite 2800, Kansas City, Missouri 64108-2684; phone: (816) 292-2000; facsimile: (816) 292-2001.

Please direct all communications to: Attn: James M. Stipek, Esq.  
Lathrop & Gage L.C.  
2345 Grand Boulevard, Suite 2800  
Kansas City, Missouri 64108.  
Phone: (816) 460-5848  
Facsimile: (816) 292-2001

### DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

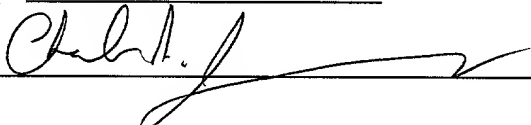
SIGNATURE(S)

Full name of first inventor, if any: Charles A. Jennings

Residence: 7505 N.E. 75<sup>th</sup> Court, Kansas City, Missouri 64158

Post Office Address: 7505 N.E. 75<sup>th</sup> Court, Kansas City, Missouri 64158

Country of Citizenship: United States of America

Inventor's signature:  Date: 4/18/2001

**PATENT**

Atty Docket No. 392531

Express Mail Label No. EL846918768US

**IN THE UNITED PATENT AND TRADEMARK OFFICE**

Applicant(s): Charles A. Jennings

Serial No. Not Yet Assigned

Filed: Herewith

For: System and Method for Steaming  
Media

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

**Box Patent Application**  
**Commissioner for Patents**  
**Washington, D.C. 20231**

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST**  
(INCLUDING REVOCATION OF PRIOR POWERS, IF APPLICABLE)

—AND—

**CERTIFICATE OF ASSIGNEE UNDER 37 C.F.R. 3.73(b)**

**I. POWER OF ATTORNEY**

The assignee of the above application/patent is: World Streaming Network, Inc.

As assignee, all powers of attorney previously given are hereby revoked and the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark office connected therewith.

Kenneth D. Goetz, Reg No. 32,696; Michael Byorick, Reg No. 34,131; William A. Rudy, Reg No. 34,916; Dan Cleveland, Jr., Reg No. 36,106; Thomas Swenson, Reg No. 36,696; Peter C. Knops, Reg No. 37,659; Curtis A. Vock, Reg No. 38,356; James M. Stipek, Reg No. 39,388; Joesph L. Johnson, Reg No. 39,718; Jeffrey B. Williams, Reg No. 43,269; and Robert J. Lambrechts, Reg No. 46,854; all of the firm Lathrop & Gage, L.C., 2345 Grand Boulevard, Suite 2800, Kansas City, Missouri 64108-2684; (816) 292-2000 (phone); (816) 292-2001(fax).

**CERTIFICATE UNDER 37 C.F.R. § 1.8 and § 1.10**

I hereby certify that, on the date shown below, this correspondence is being

- ☒ deposited with the United States Postal Service in an envelope addressed to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231 with sufficient postage:

**MAILING**

- ☐ 37 C.F.R. § 1.8  
as first class mail.

- ☒ 37 C.F.R. § 1.10  
as "Express Mail Post Office to Addressee"  
EXPRESS MAIL NO. EL846918768US.

**FACSIMILE TRANSMISSION**

- ☐ transmitted by facsimile to the Patent and Trademark Office.

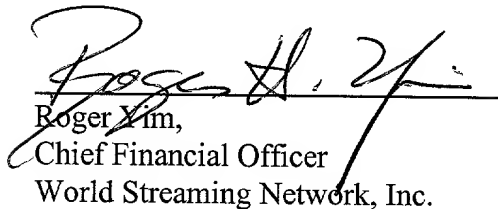
Wendy Precht  
Name of Depositor

Signature

Date

Please direct all communications to:

James M. Stipek, Esq.  
Lathrop & Gage L.C.  
2345 Grand Boulevard, Suite 2800  
Kansas City, Missouri 64108.

  
Roger Yim,  
Chief Financial Officer  
World Streaming Network, Inc.

## II. CERTIFICATE UNDER 37 C.F.R. 3.73(b)

Roger Yim hereby certifies that World Streaming Network, Inc. is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

- ☒ A. An assignment from the inventor(s) of the patent application identified above.
- ☐ The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_; or
- ☒ The assignment, a copy of which is submitted herewith, has been submitted herewith for recordation.

OR

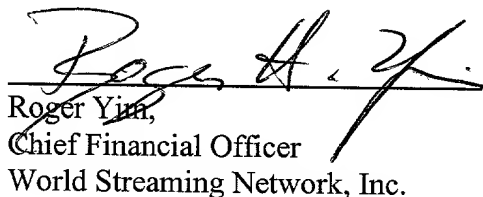
- ☐ B. A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

The undersigned assignee or representative of the assignee has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

- ☒ Assignee is entitled to small entity status under 37 C.F.R. 127.

The undersigned declares that all statements made herein of his or her own knowledge are true, and that all statements made on information and belief are believed to be true, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated this 19<sup>th</sup> day of April, 2001.

  
Roger Yim,  
Chief Financial Officer  
World Streaming Network, Inc.

JMS/892469

ASSIGNMENT

WHEREAS, I, Charles A. Jennings, of 7505 N.E. 75<sup>th</sup> Court, Kansas City, Missouri 64158, being a citizen of the United States of America, have invented a certain new and useful product known as:

**System and Method for Streaming Media**

for which I am about to make or have made application for Letters Patent of the United States; and

WHEREAS, World Streaming Network, Inc., having an address of 11111 Santa Monica Boulevard, Suite 1775, Los Angeles, California 90025, is desirous of acquiring any interest in, to and under said invention, said application, and any and all Letters Patent which may be granted for or upon said invention in the United States of America and all countries foreign thereto.

NOW THEREFORE, to all whom it may concern, be it known that for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I, Charles Arthur Jennings have sold, assigned and transferred, and by these presents do sell, assign and transfer unto World Streaming Network, Inc. my full and exclusive right, title and interest, throughout the world, in, to and under the following:

- (a) said invention as fully set forth and described in the specification prepared, and executed by us, preparatory to obtaining Letters Patent of the United States therefor;
- (b) said application;



***PATENT***

Atty Docket No. 392531

Express Mail Label No.: EL846918768US

(c) any and all refilings, divisions, continuations and continuations-in-part of said application;

(d) any and all Letters Patent of the United States of America which may issue from said application, refilings, divisions, continuations and continuations-in-part;

(e) any and all reissues and reexaminations of said Letters Patent of the United States of America;

(f) any and all applications for Letters Patent upon said invention which may hereafter be filed in any and all countries foreign to the United States of America;

(g) any and all refilings, divisions and continuations of said foreign-filed applications;

(h) any and all Letters Patent of countries foreign to the United States of America which may issue from the said foreign-filed applications, refilings, divisions and continuations; and

(i) any and all extensions of, and additions to, said Letters Patent of countries foreign to the United States of America.

ALL of the above shall be held and enjoyed by World Streaming Network, Inc. for their own use and benefit, and for their successors, legal representatives and assigns, to the full end of the term for which said Letters Patent may be granted, and I do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent in accordance with this Assignment.

**PATENT**

Atty Docket No. 392531


Express Mail Label No.: EL846918768US

EXECUTED this 18 day of April, 2001.

  
Charles A. Jennings

STATE OF MISSOURI           )  
  )  
COUNTY OF JACKSON        )

On this 18 day of April, 2001, before me personally appeared Charles Arthur Jennings to me known to be the person described in, and who executed, the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

  
Notary Public

My Commission Expires:

**DEANNA L. VICK**  
**Notary Public - Notary Seal**  
**STATE OF MISSOURI**  
**Platte County**  
**My Commission Expires: April 14, 2003**

JMS/wlp/856215.1